

NHSLC - BUREAU OF ENFORCEMENT - AGENDA
WEDNESDAY, JULY 16, 2008

1. SUSPENSIONS:

a. Action Pending:

None

b. Licensees Suspended For Non-Payment of Fines:

None

c. Licensees Suspended For Non-Compliance of RSA 178:2 (Mandatory training within 45 calendar days of the issuance of liquor license):

1. Pear Mountain Cafe, 644 Route 16/302, Bartlett, NH.
Combination License #1359703 licensed pursuant to RSA 178:18.
Suspension effective July 14, 2008 at 12:01 AM.

2. LICENSEES WHO MAY BE ORDERED TO A HEARING

None

3. HEARINGS SCHEDULED FOR WEDNESDAY, JULY 16, 2008:

None

4. HEARINGS SCHEDULED:

- a. July 8, 2008 - 9:30 a.m. at NHSLC,
Robert J. Hart Building, 50 Storrs Street, Concord, NH.
Cat 'N Fiddle, 118 Manchester Street, Concord, NH.
Restaurant Full Service With Lounge License #271503.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an underage person during a compliance check.
Date of violation: April 25, 2008.
THIS HEARING WAS CANCELLED AFTER THE LICENSEE ACCEPTED THE PENALTY.
- b. July 22, 2008 - 9:30 a.m. at NHSLC,
Robert J. Hart Building, 50 Storrs Street, Concord, NH.
C & K Restaurant, 3 East Broadway Street, Derry, NH.
Restaurant Beverage and Liquor License #256803.
Licensed under RSA 178:21, II(a)(1).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an underage person during a compliance check.
Date of violation: May 30, 2008.
- c. July 22, 2008 - 10:00 a.m. at NHSLC,
Robert J. Hart Building, 50 Storrs Street, Concord, NH.
Standing Stone Vineyards, 9934 Route 414, Hector, NY.
Direct Shipper License #8086533.
Licensed under RSA 178:27.
Cited for violation of RSA 178:27, V - did fail to file a Direct Shipper Report by the 10th of the following month.
Date of violation: February 25, 2008.

5. HEARINGS WITH DATES TO BE DETERMINED

None

6. **PENDING CASES:**

None

7. **WARNING LETTERS/FINES:**

- a. Manchester Press Club, 157 Franklin Street, Manchester, NH.
Social Club License #11801.
Licensed under RSA 178:22, V(h).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.
Date of violation: April 5, 2008.
Recommendation: \$1,000 Administrative fine with \$500 suspended for twelve (12) months pending no like violation, four (4) points assessed to the liquor license, a three-day suspension of liquor license with two (2) days held in abeyance for twelve (12) months pending no like violation to occur on July 19, 2008, and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication for the server who committed the violation.
- b. May Garden, 80 West Bow Street, Franklin, NH.
Restaurant Beverage and Liquor License #1301103.
Licensed under RSA 178:21, II(a)(1).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.
Date of violation: January 8, 2008.
Recommendation: \$1,000 Administrative fine, four (4) points assessed to the liquor license, and a three-day suspension of liquor license with one (1) day held in abeyance for twelve (12) months pending no like violation commencing July 22, 2008 with re-grant on July 24, 2008.
- c. Page Restaurant, 172 Hanover Street, Portsmouth, NH.
Restaurant Full Service With Lounge License #1337003.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.
Date of violation: June 8, 2008.
Recommendation: \$500 Administrative fine, four (4) points assessed to the liquor license, a three-day suspension of liquor license with one (1) day held in abeyance for twelve (12) months pending no like violation commencing July 20, 2008 with re-grant on July 22, 2008, mandatory attendance at a Management Training Seminar (MTS) within thirty (30) days of adjudication for the manager on duty at the time the violation occurred, and mandatory attendance at a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication for the server who committed the violation.

8. **NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL**

- a. Audrey's Café, 13 Main Street, Dublin, NH.
Restaurant Beverage and Wine License #1036503.
Licensed under RSA 178:20.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.

July 16, 2008 Enforcement Agenda

- b. Athens Pizza of Jaffrey, 86 Peterborough Street, Jaffrey, NH.
Restaurant Beverage and Wine License #233803.
Licensed under RSA 178:20.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- c. Aylmer's Grille, 21B Main Street, Jaffrey, NH.
Full Service Restaurant License #1236103.
Licensed under RSA 178:21, II(a).
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- d. Broken Spoke Saloon & Museum, 1072 Watson Road, Laconia, NH.
Restaurant Full Service With Lounge License #1264603.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:50 - did allow an intoxicated person to loiter on the premises.
ADMINISTRATIVE FINE \$250 PAID.
- e. Bullwinkles Bar & Grill, 19 Main Street, Ashland, NH.
Restaurant Full Service With Lounge License #1340003.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 178:21 - did fail to meet the food sales/alcohol ratio.
ADMINISTRATIVE FINE \$100 PAID.
- f. Cat N Fiddle, 118 Manchester Street, Concord, NH.
Restaurant Full Service With Lounge License #281503.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:5, I.
Compliance Check 4/25/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- g. Central Wave, 364 Central Avenue, Dover, NH.
Restaurant Full Service With Lounge License #1342503.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:27 - did allow alcoholic beverage to be consumed in an unapproved area.
ADMINISTRATIVE FINE \$250 PAID.
- h. Chateau Potelle Winery, 3875 Mount Veeder Road, Napa, CA.
Direct Shipper License #8064733.
Licensed under RSA 178:27.
Cited for violation of RSA 178:27, V - did fail to file the December 2008 Direct Shipper Report by January 10, 2008.
ADMINISTRATIVE FINE \$100 PAID.
- i. Dos Amigo's Burritos, 107 State Street, Portsmouth, NH.
Restaurant Full Service With Lounge License #1251703.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:51 - did fail to conduct the premises in an orderly manner.
ADMINISTRATIVE FINE \$250 PAID.

July 16, 2008 Enforcement Agenda

- j. Hannaford Supermarket, 800 Islington Street, Portsmouth, NH.
Combination License #3049547.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- k. Heaths Mobil Mart, 1980 Woodbury Avenue, Portsmouth, NH.
Combination License #188147.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- l. Irving Bluecanoe, 2470 Lafayette Road, Portsmouth, NH.
Combination License #3105847.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- m. Jade Ocean Chinese Restaurant, 2 Main Street, Jaffrey, NH.
Restaurant Full Service With Lounge License #422503.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- n. Johnny Bad's Sports Bar & Grille, 542 Elm Street, Manchester, NH.
Restaurant Full Service With Lounge License #1290503.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:27 - did allow alcoholic beverage to be consumed in an unapproved area.
ADMINISTRATIVE FINE \$250 PAID.
- o. L Street Café, 17 L Street, Hampton, NH.
Restaurant Full Service With Lounge License #1069103.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 178:21 - did fail to maintain minimum opening requirement of at least five (5) days per week for evening meals.
Cited for violation of RSA 179:20 - did allow an employee to consume alcoholic beverage while working.
ADMINISTRATIVE FINE \$200 PAID.
- p. Pericles Democratic Club, 123 Spruce Street, Manchester, NH.
Social Club License #18501.
Licensed under RSA 178:22, V(h).
Cited for violation of RSA 179:40 - did refill bottles of legally purchased alcoholic beverage.
ADMINISTRATIVE FINE \$250 PAID.
- q. Quick Trip, 297 Union Avenue, Laconia, NH.
Combination License #3135147.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/6/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.

July 16, 2008 Enforcement Agenda

- r. Raphaels Social Club, 20 Blaine Street, Manchester, NH.
Social Club License #11501.
Licensed under RSA 178:22, V(h).
Cited for violation of RSA 178:22,V(h) - did fail to require a guest to sign the guestbook.
ADMINISTRATIVE FINE \$100 PAID.
- s. Rite Aid, 71-73 Pleasant Street, Claremont, NH.
Combination License #3094947.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5-a - did sell a keg without obtaining/using a keg tag.
ADMINISTRATIVE FINE \$250 PAID.
- t. Shaw's Woodbury Ave, Durgin Square Plaza, Portsmouth, NH.
Combination License #43847.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/12/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- u. Shenanigan's Rest and Bar, 586 Nashua Street, Unit 15, Milford, NH.
Restaurant Full Service With Lounge License #1314703.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 178:22, V(q) - did fail to meet the food sales/alcohol ratio.
ADMINISTRATIVE FINE \$100 PAID.
- v. Sidelines Sports Bar & Grill, 35 Manchester Street, Derry, NH.
Restaurant Full Service With Lounge License #1293803.
Licensed under RSA 178:22, V(q).
Cited for violation of RSA 179:5, I.
Compliance Check 5/30/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- w. Tyler Street Market, 92 Pine Street, Laconia, NH.
Combination License #3192647.
Licensed under RSA 178:18.
Cited for violation of RSA 179:5, I.
Compliance Check 6/6/08.
ADMINISTRATIVE FINE \$500 PAID - FOUR (4) POINTS ASSESSED.
- x. Weirs Beach Lobster Pound, 70 Endicott Street North, Laconia, NH.
Restaurant Beverage and Wine License #1351503.
Licensed under RSA 178:20.
Cited for violation of RSA 179:50 - did allow an intoxicated person to loiter on the premises.
ADMINISTRATIVE FINE \$250 PAID.
- y. Wrap at Hanover, 35 South Main Street, Hanover, NH.
Restaurant Beverage and Wine License #1260903.
Licensed under RSA 178:20.
Cited for violation of RSA 179:52 - did fail to post a valid liquor license in a conspicuous place on the premises.
Cited for violation of RSA 179:55 - did fail to notify the Commission of a change in corporate officers within 30 days of such change.
ADMINISTRATIVE FINE \$350 PAID.

9. NEW LICENSES:

- a. Brothers Butcher LLC DBA Brother Butcher,
8 Spit Brook Road, Nashua, NH 03060.
To be issued Combination Off-Premise Beverage/Wine License #3214547.
pursuant to RSA 178:18.
Recommendation: Approval.
- b. Jane Boutin DBA Calamity Jane's Restaurant,
25 Water Street, Warren, NH 03279.
To be issued Beer Festival Beverage and Specialty Beer License #8014 for
July 11-13, 2008 pursuant to RSA 178:30.
Recommendation: Approval.
- c. Kanku Corp. DBA State Line Grocery,
988 Main Street, North Walpole, NH 03609.
To be issued Combination Off-Premise Beverage/Wine License #3210147
pursuant to RSA 178:18.
Recommendation: Approval.

10. REQUESTS FOR SOLICITORS/REPRESENTATIVE AND DIRECT SHIPPER APPLICATION

- a. BM Distilled Spirits LLC,
2 Industrial Way, Salem, NH 03079.
To be issued Rectifier License #280332 pursuant to RSA 178:7.
Recommendation: Approval.
- b. CMC Winery, Inc. DBA Morgan Creek Vineyard,
181 Morgan Creek Lane, Harpersville, AL 35078.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- c. Chambers McMinnville LLC DBA Panther Creek Cellars,
455 NE Irvine Street, McMinnville, OR 97128.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- d. Crush Wines LLC,
35 Mass Avenue, Laconia, NH 03246.
To be issued Liquor/Wine Vendor Off-Premise Wine/Liquor License #994845
pursuant to RSA 178:9.
Recommendation: Approval.
- e. Diageo Americas, Inc.,
801 Main Avenue, Norwalk, CT 06851.
To be issued Liquor/Wine Vendor Off-Premise Wine/Liquor License #994945
pursuant to RSA 178:9.
Recommendation: Approval.
- f. Dominick Chirichillo Wines LLC DBA Domenico Wines,
1697 Industrial Road, San Carlos, CA 94070.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- g. Dry Creek Vineyard, Inc. DBA Dry Creek Vineyard,
3770 Lambert Bridge Road, Healdsburg, CA 95448.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.

July 16, 2008 Enforcement Agenda

- h. Georis Winery,
4 Pilot Road, Carmel Valley, CA 93924.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- i. Inn at Churon Winery DBA Churon Winery,
33233 Rancho California Road, Temecula, CA 92591.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- j. Innovative Distributing Concepts LLC DBA Bin Ends,
236 Wood Road, Braintree, MA 02185.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- k. Loring Wine Company LLC DBA Loring Wine Company,
1034 West Aviation Drive, Lompoc, CA 93436.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- l. Metamorphosis LLC Jaffe Estate Wines,
1240 Spring Street, St. Helena, CA 94574.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- m. Milbrandt Winery, Inc. Milbrandt Vineyards,
508 Cabernet Court, Prosser, WA 99350.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- n. Osprey's Dominion Vineyards LTD,
44075 Route 25, Peconic, NY 11958.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- o. Pabst Brewing Company DBA Southampton Bottling,
121 Interpark Boulevard, Suite 300, San Antonio, TX 78216.
To be issued Beverage Vendor Permit License #992731 pursuant to RSA 178:15.
Recommendation: Approval.
- p. Peach Street Distillers,
144 South Kluge Avenue #2, Palisade, CO 81526.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- q. Roederer Estate, Inc. DBA Roederer Estate,
4501 Highway 128, Philo, CA 95466.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- r. SB Northwest LLC,
3534 Bagley Avenue North, Seattle, WA 98103.
To be issued Beverage Vendor License #44631 pursuant to RSA 178:15.
Recommendation: Approval.
- s. SB Northwest LLC,
3534 Bagley Avenue North, Seattle, WA 98103.
To be issued Beverage Vendor License #443131 pursuant to RSA 178:15.
Recommendation: Approval.

July 16, 2008 Enforcement Agenda

- t. Serine-Cannonau Vineyard, Inc. DBA Terry Hoage Vineyards,
870 Arbor Road, Paso Robles, CA 93446.
Direct Shipper Permit - RSA 178:27.
Recommendation: Approval.
- u. Somerset Wine Company LLC DBA Gary's Wine & Marketplace,
1308 Route 23, Wayne, NJ 07470.
Direct Shipper Permit Application - RSA 178:27.
Recommendation: Approval.
- v. Tantara Winery,
4747 Ontiveros Lane, Santa Maria, CA 93454.
Direct Shipper Permit Application - RSA 178:27.
Recommendation: Approval.
- w. Trione Vineyards LLC DBA Trione Vineyards,
2064 Gravenstein Highway North, Building 1, Suite 120, Sebastopol, CA 95472.
Direct Shipper Permit Application - RSA 178:27.
Recommendation: Approval.
- x. Vine Connections LLC DBA Vine Connections,
1750 Bridgeway, B104, Sausalito, CA 94965.
To be issued Liquor/Wine Vendor Off-Premise Wine/Liquor License #993445
pursuant to RSA 178:9.
Recommendation: Approval.
- y. Win-It-Too, Inc. DBA Global Beer Network,
325 N. Main Street, 15A, Middleton, MA 01949.
To be issued Beverage Vendor Permit License #45131 pursuant to RSA 178:15.
Recommendation: Approval.
- z. Win-It-Too, Inc. DBA Global Beer Network,
325 N. Main Street, 15A, Middleton, MA 01949.
To be issued Beverage Vendor Permit License #45231 pursuant to RSA 178:15.
Recommendation: Approval.

11. **LICENSEE PETITIONS FOR COMMISSION APPROVAL:**

- a. Allen's Cocktails & Candlepins LLC,
9 Central Street, Woodsville, NH 03785.
Sports Recreation Facility On-Premise Cocktail Lounge License #525105.
Licensed pursuant to RSA 178:22, V(v).
Requests approval to enclose an area in the parking lot of the licensed
premises by appropriately sanctioning it off on July 4, 2008 from 10am to
2pm pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/12/08 per Lt. Smith.
- b. Alliance Energy LLC DBA Mr. Mike's,
726 Route 3A, Bow, NH 03304.
Combination Off-Premise Beverage/Wine License #3214947.
Licensed pursuant to RSA 178:18.
Requests approval to lease part of the premises, to wit, a portion of the
licensed building to Honey Dew Cart System and Mary Fowler pursuant to
RSA 179:48.
Recommendation: Approval.

- c. Alliance Energy LLC DBA Mr. Mike's,
1932 Wellington Road, Manchester, NH 03102.
Combination Off-Premise Beverage/Wine License #3215447.
Licensed pursuant to RSA 178:18.
Requests approval to lease part of the premise, to wit, a portion of the
licensed building to Dunkin Donuts and Campco, Inc. pursuant to RSA 179:48.
Recommendation: Approval.
- d. Alliance Energy LLC DBA Mr. Mike's,
165 Portland Avenue, Dover, NH 03820.
Combination Off-Premise Beverage/Wine License #3214847.
Licensed pursuant to RSA 178:18.
Requests approval to lease part of the premises, to wit, a portion of the
licensed building to Dunkin Donuts and Salem Cart System, Inc. pursuant to
RSA 179:48.
Recommendation: Approval.
- e. Alliance Energy LLC DBA Mr. Mike's,
Route 12, Fitzwilliams, NH 03447.
Combination Off-Premise Beverage/Wine License #3214947.
Licensed pursuant to RSA 178:18.
Requests approval to lease part of the premises, to wit, a portion of the
licensed building to Dunkin Donuts and Blake and Blake, Inc. pursuant to
RSA 179:48.
Recommendation: Approval.
- f. BRCBM LLC DBA Bubba's Bar and Grille,
976 Route 103, Newbury, NH 03255.
Restaurant On-Premise Cocktail Lounge License #1317903.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, an outside deck area
appropriately sanctioned off with a seating capacity of 25 pursuant to
RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 7/1/08 per Major Feyrer.
- g. BW Resort Management Group LLC DBA Fabyan Station Restaurant,
Route 302, Bretton Woods, NH 03575.
Restaurant On-Premise Cocktail Lounge License #1317903.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, an outside deck area
appropriately sanctioned off with a seating capacity of 40 pursuant to
RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/13/08 per Major Feyrer.
- h. Bear Tree Rental Properties LLC DBA Inn at Bear Tree,
3329 North Main Street, Pittsburg, NH 03592.
Restaurant On-Premise Beverage/Wine/Liquor License #1343903.
Licensed pursuant to RSA 178:21.
Requests approval for an outside area, to wit, an enclosed patio area
appropriately sanctioned off with a seating capacity of 150 pursuant to
RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/27/08 per Major Feyrer.
- i. Blue Sky Restaurant Group DBA Jesse's Restaurant,
224 Lebanon Street, Route 120, Hanover, NH 03755.
Restaurant On-Premise Cocktail Lounge License #317203.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, a 1,100 square foot outside
deck area appropriately sanctioned off with a seating capacity of 40
pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.

July 16, 2008 Enforcement Agenda

- j. Boston Culinary Group, Inc. DBA Boston Culinary Group,
719 Cherry Valley Road, Gilford, NH 03246.
Sports Recreation Facility On-Premise Cocktail Lounge License #572305.
Licensed pursuant to RSA 178:22, V(v).
Requests approval for outside areas, to wit, an outside tented area
appropriately sanctioned off on dates requested from June 14 through August
10, 2008 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
- k. Boston Culinary Group, Inc. DBA Boston Culinary Group,
719 Cherry Valley Road, Gilford, NH 03246.
Sports Recreation Facility On-Premise Cocktail Lounge License #572305.
Licensed pursuant to RSA 178:22, V(v).
Requests approval for outside areas, to wit, an outside bowl area
appropriately sanctioned off from July 4 through July 6, 2008 pursuant to
RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 7/1/08 per Major Feyrer.
- l. Boston Culinary Group, Inc. DBA Boston Culinary Group,
719 Cherry Valley Road, Gilford, NH 03246.
Sports Recreation Facility On-Premise Cocktail Lounge License #572305.
Licensed pursuant to RSA 178:22, V(v).
Requests approval for outside areas, to wit, an outside bowl area
appropriately sanctioned off from June 1 through August 10, 2008 pursuant to
RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
- m. Bull Moose Restaurant and Lounge LLC,
Route 26, Cambridge, NH 03579.
Restaurant On-Premise Cocktail Lounge License #1310803.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for outside areas, to wit, the parking lot area
appropriately sanctioned off on dates requested from July 5 through August
31, 2008 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/27/08 per Major Feyrer.
- n. Club National, Inc.,
127 Pine Street, Nashua, NH 03060.
Social Club On-Premise Cocktail Lounge License #12601.
Licensed pursuant to RSA 178:22, V(h).
Requests approval to transfer license to other location, to wit, transfer
the license to Camp Doucet, Ridge Road, Nashua, NH on June 22, 2008 from
10am to 4pm pursuant to RSA 178:25.
Recommendation: Verbal approval given on 6/18/08 per Major Feyrer.
- o. Club National, Inc.,
127 Pine Street, Nashua, NH 03060.
Social Club On-Premise Cocktail Lounge License #12601.
Licensed pursuant to RSA 178:22, V(h).
Requests approval to transfer license to other location, to wit,
transfer the license to Hudson Fish & Game Club, Inc., 53 Pine Street,
Hudson, NH from 10am to 5pm pursuant to RSA 178:25.
Recommendation: Approval.

- p. Concord Centennial Investments LLC DBA Centennial Inn,
96 Pleasant Street, Concord, NH 03301.
Hotel On-Premise Cocktail Lounge License #363602.
Licensed pursuant to RSA 178:22, V(k).
Requests approval for use of alcoholic beverage coupons, to wit, to
issue alcoholic beverage coupons valid at the Granite Restaurant to legal-
aged guests at check in pursuant to RSA 179:41.
Recommendation: Verbal approval given on 6/17/08 per Major Feyrer.
- q. Concord Centennial Investments LLC DBA Centennial Inn,
96 Pleasant Street, Concord, NH 03301.
Hotel On-Premise Cocktail Lounge License #363602.
Licensed pursuant to RSA 178:22, V(k).
Requests approval for outside area, to wit, an area in front of the premises
appropriately sanctioned off on Fridays during the months of June through
August, 2008 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/27/08 per Major Feyrer.
- r. Hector's Fine Food & Spirits,
53 Beacon Street, Laconia, NH 03246.
Restaurant On-Premise Cocktail Lounge License #295003.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for outside area, to wit, an outside fenced in area
appropriately sanctioned off from June 14 through October 31, 2008 pursuant
to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/12/08 per Lt. Smith.
- s. Irving Oil DBA Irving Mainway,
190 Commerce Way, Portsmouth, NH 03801.
Combination Off-Premise Beverage/Wine License #3029947.
Licensed pursuant to RSA 178:18.
Requests approval for authorization to transfer beer and wine products to
another licensed premise, to wit, close the current business on June 30,
2008 then transfer the beer and wine products to Irving Bluecanoe at 164
Knox Marsh Road, Dover, NH, License #3031447, pursuant to RSA 178:29, VIII.
Recommendation: Verbal approval given on 6/27/08 per Major Feyrer.
- t. LBO Holding, Inc. DBA Attitash/Bear Peak,
Route 302, Bartlett, NH 03812.
Restaurant On-Premise Beverage/Wine/Liquor License #1009403.
Licensed pursuant to RSA 178:21.
Requests approval for an outside area, to wit, an outside tented area on the
mountain side of the Base Lodge appropriately sanctioned off with a total
seating capacity of 150 on July 5, 2008 from 5:30pm to 11pm pursuant to RSA
178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/27/08 per Major Feyrer.
- u. Mandala Convenience LLC DBA Newport Mobil,
16 John Stark Highway, Newport, NH 03773.
Combination Off-Premise Beverage/Wine License #3225147.
Licensed pursuant to RSA 178:18.
Requests approval to allow direct access from Dunkin Donuts to the licensed
premises not owned by the same entity.
Recommendation: Approval.

July 16, 2008 Enforcement Agenda

- v. Maxi Drug North, Inc. DBA Rite Aid #10291,
1465 Woodbury Avenue, Portsmouth, NH 03801.
Combination Off-Premise Beverage/Wine License #3096847.
Licensed pursuant to RSA 178:18.
Requests approval to transfer business location, to wit, transfer the business and supplies from 1465 Woodbury Avenue, Portsmouth, NH to the new location at 1303 Woodbury Avenue, Portsmouth, NH to be completed on or before July 31, 2008 pursuant to RSA 178:29, VIII.
Recommendation: Approval.
- w. Monadnock Restaurant Group LLC DBA Blue Trout Grill,
176 Main Street, Keene, NH 03431.
Restaurant On-Premise Beverage/Wine/Liquor License #1009403.
Licensed pursuant to RSA 178:21.
Requests approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by customers when they consume a full course meal.
Recommendation: Approval.
- x. Mulligan's Restaurant, Inc. DBA Mulligan's Rest/Northfield,
41 Park Street, Northfield, NH 03276.
Restaurant On-Premise Cocktail Lounge License #1240703.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, an outside deck area appropriately sanctioned off with a seating capacity of 36 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 7/7/08 per Major Feyrer.
- y. 99 Restaurants LLC DBA 99 Restaurant,
1920 White Mountain Highway, North Conway, NH 03860.
Restaurant On-Premise Cocktail Lounge License #1235203.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, a 500 square foot patio area appropriately sanctioned off with a seating capacity of 32 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 7/1/08 per Major Feyrer.
- z. PTS Food Enterprises LLC DBA Milly's Tavern,
500 Commercial Street, Manchester, NH 03101.
Brew Pub On-Premise Cocktail Lounge License #2001715.
Licensed pursuant to RSA 178:13.
Requests approval for an outside area, to wit, an enclosed area in the back parking lot of the licensed premises appropriately sanctioned off on July 3, 2008 from 12pm to 11pm pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/17/08 per Major Feyrer.
- aa. Pat's Peak Skiing LLC DBA Pats Peak,
686 Flanders Road, Henniker, NH 03242.
Sports Recreation Facility On-Premise Cocktail Lounge License #572105.
Licensed pursuant to RSA 178:22, V(v).
Requests approval for outside areas, to wit, a 140' x 180' area off the front of the porch of the lodge appropriately sanctioned off on August 24, 2008 from 11am to 6pm pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.

July 16, 2008 Enforcement Agenda

- bb. Plymouth Lodge BPOE 2312 Elks,
1159 Route 175, Holderness, NH 03245.
Social Club On-Premise Cocktail Lounge License #30201.
Licensed pursuant to RSA 178:22, V(h).
Requests approval for outside areas, to wit, an outside area behind the lodge appropriately sanctioned off on dates requested from July 12 through August 24, 2008 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 7/1/08 for 7/12/08 only per Major Feyrer.
- cc. Pizzico of Merrimack LLC DBA Pizzico Ristorante Italiano,
7 Continental Boulevard, Merrimack, NH 03054.
Restaurant On-Premise Cocktail Lounge License #1346003.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for an outside area, to wit, an outside area on the front sidewalk appropriately sanctioned off with a seating capacity of 6 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/19/08 per Major Feyrer.
- dd. Puddledock Caterers LLC DBA Dunaway Restaurant,
66 Marcy Street, Portsmouth, NH 03801.
Restaurant On-Premise Cocktail Lounge License #1358703.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for two outside areas, to wit, patios in the back and in the front of the restaurant, both appropriately sanctioned off, with a total seating capacity of 46 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/19/08 per Major Feyrer.
- ee. Sage Cooks LLC DBA Gypsy Café,
117 Main Street, Lincoln, NH 03251.
Restaurant On-Premise Beverage/Wine/Liquor License #1326703.
Licensed pursuant to RSA 178:21.
Requests approval for an outside area, to wit, an outside deck and patio area appropriately sanctioned off with a total seating capacity of 42 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/24/08 per Lt. Smith.
- ff. Simons Market, Inc. DBA Apthorp Commons,
406 Union Street, Littleton, NH 03561.
Restaurant On-Premise Beverage/Wine License #1342803.
Licensed pursuant to RSA 178:20.
Requests approval for an outside area, to wit, an outside patio area appropriately sanctioned off with a seating capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
- gg. VFW Post 8214,
352 Kelley Street, Manchester, NH 03102.
Veterans Club On-Premise Cocktail Lounge License #26239.
Licensed pursuant to RSA 178:22, V(h).
Requests approval to transfer license to other location, to wit, transfer the license to Camp Allen, 56 Camp Allen Road, Bedford, NH on July 19, 2008 from 10am to 4pm pursuant to RSA 178:25.
Recommendation: Approval.

- hh. Whaleback Mountain LLC,
160 Whaleback Mountain Road, Enfield, NH 03748.
Sports Recreation Facility On-Premise Cocktail Lounge License #571605.
Licensed pursuant to RSA 178:22, V(v).
Requests approval for outside areas, to wit, an outside area appropriately sanctioned off on July 19, 2008 from 10am to 11pm pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
- ii. White Pine Hospitality LLC DBA Season's on Loon,
90 Loon Mountain Road, Lincoln, NH 03251.
Restaurant On-Premise Cocktail Lounge License #1351403.
Licensed pursuant to RSA 178:22, V(q).
Requests approval for outside area, to wit, an outside tented area appropriately sanctioned off on June 20, 2008 from 4:30 pm to 9pm pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Verbal approval given on 6/19/08 per Major Feyrer.
- jj. Whitman Davidson Post 49 DBA American Legion Post 49,
4 Park Street, Northfield, NH 03276.
Veterans Club On-Premise Cocktail Lounge License #18339.
Licensed pursuant to RSA 178:22, V(h).
Requests approval for outside area, to wit, a 7,700 square foot outside area appropriately sanctioned off on July 19, 2008 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.

12. COMMISSION DECISIONS PENDING:

- a. Capitol Grille, 1 Eagle Square, Concord, NH.
Restaurant Full Service With Lounge License #1050303.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.
Date of violation: August 16, 2007.
Recommendation: Settlement reached for a \$2,000 Administrative fine with \$1,000 suspended for twelve (12) months pending no like violation the license to sell alcohol shall be suspended for five (5) days with two (2) days held in abeyance for twelve (12) months pending no like violation commencing May 13, 2008 with re-grant on May 16, 2008, and four (4) points shall be assessed to the liquor license.
THE COMMISSION TOOK THIS MATTER UNDER ADVISEMENT FOR FURTHER REVIEW AND DETERMINATION ON MAY 7, 2008.
- b. Haluwa Restaurant, 44 Gusabel Avenue, Nashua, NH.
Restaurant Full Service With Lounge License #116503.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:5, I - did sell or serve alcoholic beverage to an intoxicated person.
Date of violation: January 11, 2008.
Hearing held February 25, 2008.
Commission Decision dated March 14, 2008: An Administrative fine of \$1,000, four (4) points assessed to the liquor license, and the license to sell alcoholic beverages suspended for three (3) consecutive days.
The Licensee filed a Motion for Re-hearing on April 8, 2008.
The Bureau of Enforcement filed its Objection to Motion for Re-hearing on May 6, 2008.

- c. Henniker Junction Restaurant, 24 Weare Road, Henniker, NH.
Restaurant Full Service With Lounge License #1167803.
Licensed under RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:50, II - did allow the premise to be used for any purpose that was contrary to law.
Date of violation: February 7, 2008.
Hearing date: April 23, 2008.

13. COMMISSION DECISIONS AFTER HEARING

14. MISCELLANEOUS ITEMS:

- a. Mark A. Baldic,
Mr. P's Convenience Store LLC, 649 Route 10, West Swanzey, NH 03469.
Combination Off-Premise Beverage/Wine License #3211147.
Licensed pursuant to RSA 178:18.
Requests approval for a Felon Exception as a Person In Charge pursuant to RSA 179:23 and Liq. 404.06(c); Mr. Baldic meets all statutory and administrative requirements for a waiver as an employee.
Recommendation: Approval.
- b. License renewal for Trophy's Sports Bar, License #1300003.
- c. Questions from Auditing regarding the collection of taxes at NH wineries as follows:
 - 1. 5 % tax on all retail sales at the winery and farmer's markets.
 - 2. 5% tax on wholesale sales to NH Licensees for resale

Taxes are not being collected on sales to the NH Liquor Commission, on sales to out-of-state vendors, and on product used for tasting at the winery. Is this correct based on your reading of the statute?

Taxes are being collected on product used for sampling and tasting outside the winery and on products shipped directly to out-of-state consumers or retail businesses (direct shipments). Is this correct procedure as you read the law?

Does this agree with your reading of the winery statute or are there are areas of concern? I am requesting a review due to the increase in direct shipments to out-of-state individuals and businesses which are outside the normal wholesale channels.

TABLED BY THE COMMISSION ON MAY 28, 2008 UNTIL CHAIRMAN BODI IS AVAILABLE FOR DISCUSSION.

15. EXECUTIVE SESSION ITEMS: